

EXPRESS MAIL NO.: EL 984898355 US
DATE DEPOSITED: DECEMBER 2, 2003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Donald E. Weder) Atty. Dkt. No. 8404.032
)
Serial No.: Not Yet Assigned)
)
Filed: December 2, 2003)

For: METHOD FOR WRAPPING A FLOWER POT WITH A SLEEVE HAVING A
TEXTURE OR APPEARANCE SIMULATING THE TEXTURE OR APPEARANCE
OF CLOTH

Mail Stop - Patent Application
Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

**List of Sections Forming Part of This
Information Disclosure Statement**

The following sections are being submitted for this Information Disclosure Statement:

1. Preliminary Statements
2. FORM PTO/SB/08A AND 08B (formerly Form PTO-1449)
3. Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies are Submitted or Need Be Submitted
4. Copies of Listed Information Items Accompanying this Statement

5. Statement as to Information Not Found in Patents or Publications
6. Identification of Person(s) Making this Information Disclosure Statement

Section 1. Preliminary Statements

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

Section 2. FORM PTO/SB/08A AND 08B (Modified)

- A completed Form PTO/SB/08A and/or 08B is attached hereto.
 No Form PTO/SB/08A and/or 08B is attached.

Section 3. Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies are Submitted or Need Be Submitted

This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application **U.S. Serial No. 10/345,049, filed on January 14, 2003.**

Section 4. Copies of Listed Information Items Accompanying this Statement.

Legible copies of all items listed in FORM PTO/SB/08A AND 08B (Modified) accompany this information disclosure statement.

Exception(s) to above:

Items in prior application from which an earlier filing date is claimed for this application, as identified in Section 3.

Section 5. Statement as to Information Not Found in Patents or Publications (Information Not Listed in Form PTO/SB/08A AND 08B (Modified))

Applicant is aware that film printed with a lace pattern has been produced and sold more than one year prior to the effective filing date of the subject application. Applicant is also aware of a white unprinted fiber sleeve, such as formed of spun-bonded material, has been produced and sold more than one year prior to the effective filing date of the subject application.

Section 6. Identification of Person(s) Making this INFORMATION DISCLOSURE STATEMENT

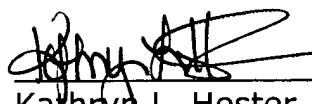
The person making this statement is the attorney who signs below on the basis of the information:

supplied by the inventor(s)

supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)).

in the attorney's file

Respectfully submitted,



Kathryn L. Hester, Ph.D.
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Facsimile - (405) 607-8686

Agent for Applicant

Express Mail: EL 984898355 US
Date Deposited: 12/02/2003

PTO/SB/08A (08-00)

Substitute for form 1449A/PTO		<i>Complete if Known</i>	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>		Application Number	Not Yet Assigned
		Filing Date	12/02/2003
		First Named Inventor	Donald E. Weder
		Group Art Unit	Not Yet Assigned
		Examiner Name	Not Yet Assigned
		Attorney Docket Number	8404.032
Sheet	1	of	10

U.S. PATENT DOCUMENTS					Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
Examiner Initials ¹	Cite No. ¹	U.S. Patent Document	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY		
		Number				
AA	524,219		Schmidt	08/07/1894		
AB	583,925		McGowan	06/01/1897		
AC	732,889		Paver	07/07/1903		
AD	950,785		Pene	03/01/1910		
AE	1,063,154		Bergen	05/27/1913		
AF	1,446,563		Hughes	02/27/1923		
AG	1,520,647		Hennigan	12/23/1924		
AH	1,525,015		Weeks	02/03/1925		
AI	1,610,652		Bouchard	12/14/1926		
AJ	1,697,751		Blake	01/01/1929		
AK	1,794,212		Snyder	02/24/1931		
AL	1,863,216		Wordingham	06/14/1932		
AM	1,892,818		Trew	01/03/1933		
AN	1,978,631		Hemfinger	10/30/1934		
AO	2,048,123		Howard	07/21/1936		
AP	RE 21065		Copeman	05/02/1939		
AQ	2,170,147		Lane	08/22/1939		
AR	2,200,111		Bensel	05/07/1940		
AS	2,268,244		Davis	12/30/1941		
AT	2,278,673		Savada et al.	04/07/1942		

Examiner Signature		Date Considered
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***EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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		Number	Kind Code ² (if known)			
AU	2,302,259			Rothfuss	11/17/1942	
AV	2,323,287			Amberg	07/06/1943	
AW	2,355,559			Renner	08/08/1944	
AX	2,371,985			Freiberg	03/20/1945	
AY	2,411,328			MacNab	11/19/1946	
AZ	2,510,120			Leander	06/06/1950	
BA	2,529,060			Trillich	11/07/1950	
BB	2,621,142			Wetherell	12/09/1952	
BC	2,648,487			Linda	08/11/1953	
BD	2,688,354			Berger	09/07/1954	
BE	2,774,187			Smithers	12/18/1956	
BF	2,785,508			Coleman, Jr.	03/19/1957	
BG	2,822,287			Avery	02/04/1958	
BH	2,846,060			Yount	08/05/1958	
BI	2,850,842			Eubank, Jr.	09/09/1958	
BJ	2,883,262			Borin	04/21/1959	
BK	2,989,828			Warp	06/27/1961	
BL	3,022,605			Reynolds	02/27/1962	
BM	3,058,263			Reynolds	10/16/1962	
BN	3,080,680			Reynolds	03/12/1963	

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet

of 10

Complete WKT with

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First Named Inventor Donald E. Weder

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Attorney Docket Number 8404-032

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U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
BO	3,094,810			Kalpin	06/25/1963	
BP	3,121,647			Harris et al.	02/18/1964	
BQ	3,130,113			Silman	04/21/1964	
BR	3,271,922			Wallerstein et al.	09/13/1966	
BS	3,322,325			Bush	05/30/1967	
BT	3,376,666			Leonard	04/09/1968	
BU	3,380,646			Doyen et al.	04/30/1968	
BV	3,431,706			Stuck	03/11/1969	
BW	3,508,372			Wallerstein et al.	04/28/1970	
BX	3,510,054			Sanni et al.	05/05/1970	
BY	3,512,700			Evans et al.	05/19/1970	
BZ	3,552,059			Moore	01/05/1971	
CA	3,554,434			Anderson	01/12/1971	
CB	3,556,389			Gregoire	01/19/1971	
CC	3,557,516			Brandt	01/26/1971	
CD	3,620,366			Parkinson	11/16/1971	
CE	3,660,187			Shortway et al.	05/02/1972	
CF	3,681,105			Milutin	08/01/1972	
CG	3,767,104			Bachman et al.	10/23/1973	
CH	3,793,799			Howe	02/26/1974	

FOREIGN PATENT DOCUMENTS

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				Group Art Unit	Not Yet Assigned
				Examiner Name	Not Yet Assigned
Sheet	4	of	10	Attorney Docket Number 8404.032	

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Examiner Initials ¹	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY		
		Number	Kind Code ² (if known)				
CI	3,869,828			Matsumoto	03/11/1975		
CJ	3,888,443			Flanigen	06/10/1975		
CK	3,911,187			Raley	10/07/1975		
CL	3,962,503			Crawford	06/08/1976		
CM	4,043,077			Stonehocker	08/23/1977		
CN	4,054,697			Reed et al.	10/18/1977		
CO	4,056,646			Westfall et al.	11/01/1977		
CP	4,091,925			Griffo et al.	05/30/1978		
CQ	4,104,845			Hoffman	08/08/1978		
CR	4,113,100			Soja et al.	09/12/1978		
CS	4,118,890			Shore	10/10/1978		
CT	4,189,868			Tymchuck et al.	02/26/1980		
CU	4,199,627			Weder et al.	04/22/1980		
CV	4,216,620			Weder et al.	08/12/1980		
CW	4,248,347			Trimbee	02/03/1981		
CX	4,265,049			Gorewitz	05/05/1981		
CY	D259,333			Charbonneau	05/26/1981		
CZ	4,277,427			Kaminski et al.	07/07/1981		
DA	4,280,314			Stuck	07/28/1981		
DB	4,292,266			Weder et al.	09/29/1981		

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 Approved for use through 10/31/2002. OMB 0651-0031
 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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		Number	Kind Code ² (if known)			
DC	4,297,811			Weder	11/03/1981	
DE	4,333,267			Witte	06/08/1982	
DF	4,347,686			Wood	09/07/1982	
DG	4,359,442			Cleminson et al.	11/16/1982	
DH	4,380,564			Cancio et al.	04/19/1983	
DI	4,400,910			Koudstall et al.	08/30/1983	
DJ	4,413,725			Bruno et al.	11/08/1983	
DK	D279,279			Wagner	06/18/1985	
DL	4,546,875			Zweber	10/15/1985	
DM	4,621,733			Harris	11/11/1986	
DN	4,640,079			Stuck	02/03/1987	
DO	4,717,262			Roen et al.	01/05/1988	
DP	4,733,521			Weder et al.	03/29/1988	
DQ	4,765,464			Ristvedt	08/23/1988	
DR	4,771,573			Stengel	09/20/1988	
DS	4,773,182			Weder et al.	09/27/1988	
DT	4,801,014			Meadows	01/31/1989	
DU	4,810,109			Castel	03/07/1989	
DV	4,835,834			Weder	06/06/1989	
DW	D301,991			Van Sant	07/04/1989	

FOREIGN PATENT DOCUMENTS							
Examiner Initials'	Cite No. ¹	Foreign Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴				
FS			4231978	Australia	06/21/1979		
FT			654427	Belgium	01/02/1965		
FU			0050990	EPO	05/05/1982		
FV			0791543	EPO	08/27/1997		
FW			13776047	France	09/14/1964		
FX			2036163	France	12/24/1970		
FY			2137325	France	12/29/1972		
FZ			2272914	France	12/26/1975		
GA			2489126	France	03/05/1982		
GB			2603159	France	03/04/1989		

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Sheet	6	of	10	Filing Date	12/02/2003
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		Number	Kind Code ² (if known)			
DX	4,941,572		Harris	07/17/1990		
DY	4,980,209		Hill	12/25/1990		
DZ	5,038,930		Holtkamp, Jr.	08/13/1981		
EA	5,065,925		Ridenour	11/19/1991		
EB	5,073,161		Weder et al.	12/17/1991		
EC	5,074,675		Osgood	12/24/1991		
ED	5,094,060		Caird	03/10/1992		
EE	5,105,599		Weder	04/21/1992		
EF	5,111,638		Weder	05/12/1992		
EG	5,120,382		Weder	06/09/1992		
EH	5,152,100		Weder et al.	10/06/1992		
EI	5,181,364		Weder	01/26/1993		
EJ	5,199,242		Weder et al.	04/06/1993		
EK	5,200,253		Yamaguchi et al.	04/06/1993		
EL	5,205,108		Weder et al.	04/27/1993		
EM	D335,105		Ottenwalder et al.	04/27/1993		
EN	5,228,234		de Klerk et al.	07/20/1993		
EO	5,235,782		Landau	08/07/1993		
EP	5,239,775		Landau	08/31/1993		
EQ	5,249,407		Stuck	10/05/1993		

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		Office ³	Number ⁴			
GC			2610604	France	08/12/1988	
GD			2619698	France	03/09/1989	
GE			345464	Germany	12/12/1921	
GF			513971	Germany	11/27/1930	
GG			1166692	Germany	03/26/1964	
GH			1962947	Germany	06/24/1971	
GI			2060812	Germany	11/04/1971	
GJ			2147277	Germany	05/03/1973	
GK			2748626	Germany	05/03/1979	
GL			2948265	Germany	05/03/1981	

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ER	5,254,111			Cancio et al.	10/19/1993	
ES	5,259,106			Weder et al.	11/09/1993	
ET	5,296,184			Wu et al.	03/22/1994	
EU	5,307,606			Weder	05/03/1994	
EV	5,315,785			Avot et al.	05/31/1994	
EW	5,345,745			Weder	09/13/1994	
EX	5,350,240			Bilman et al.	09/27/1994	
EY	5,353,575			Stepanek	10/11/1994	
EZ	5,361,482			Weder et al.	11/08/1994	
FA	5,388,386			Weder	02/14/1995	
FB	5,388,695			Gilbert	02/14/1995	
FC	5,428,939			Weder et al.	04/04/1995	
FD	5,443,670			Landau	08/22/1995	
FE	5,448,875			Weder	09/12/1995	
FF	5,493,809			Weder et al.	02/27/1996	
FG	5,496,251			Cheng	03/05/1996	
FH	5,496,252			Gilbert	03/05/1996	
FI	D368,025			Sekerak et al.	03/19/1996	
FJ	5,526,932			Weder	06/18/1996	
FK	5,572,849			Weder et al.	11/12/1996	

FOREIGN PATENT DOCUMENTS							
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		Office ³	Number ⁴				
GM		3445799		Germany	06/19/1986		
GN		3829281		Germany	05/18/1989		
GO		3911847		Germany	10/25/1990		
GP		224507		Italy	04/30/1996		
GQ		542958		Japan	02/23/1993		
GR		1000658		Netherlands	01/05/1996		
GS		8301709		Netherlands	12/03/1984		
GT		9315979		PCT	08/19/1993		
GU		560532		Switzerland	04/15/1975		
GV		5605		United Kingdom	05/08/1885		

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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet

8

of

10

Compleat if Known

Application Number	Not Yet Assigned
Filing Date	12/02/2003
First Named Inventor	Donald E. Weder
Group Art Unit	Not Yet Assigned
Examiner Name	Not Yet Assigned
Attorney Docket Number	8404.032

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS		
Examiner Initials ¹	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
	HB	"Silver Linings" Brochure, Affinity Diversified Industries, Inc., 1986. The Silver Linings brochure shows a floral sleeve with a closed bottom. The brochure shows, in one embodiment, a vase with flowers inside a "cut flower" sleeve with the sleeve tied with a ribbon about the neck of the vase.
	HC	Le Plant Advertisement, published prior to 09/26/1987
	HD	"Derwent Abstract" of FR 2610604A. It is noted that the abstract is an incorrect English translation of the contents of the French patent. The French patent does not enable or disclose adhesively attaching the covering to the container. 1988.
	HE	Speed Cover (Registered TM), The Simple Solution For The Peak Volume Periods, Highland Supply Corporation, 1989
	HF	"Speed Sheets and Speed Rolls" Brochure, Highland Supply Corporation, Copyright 1990
	HG	"Color Them Happy with Highlander Products" Copyright 1992.
	HH	"Costa Keeps the Christmas Spirit", Supermarket Floral, Sept. 15, 1992
	HI	"Supper Seller", Supermarket Floral, Sept. 15, 1992
	HJ	"Halloween", Link Magazine, Sept. 1992
	HK	"Now More Than Ever", Supermarket Floral, Sept. 15, 1992
	HL	"A World of Cut Flower and Pot Plant Packaging" Brochure, Klerk's Plastic Products Manufacturing, Inc., published prior to 3/31/1994, 6 pages

Examiner Signature	Date Considered
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Substitute for form 1449A/PTO		<i>Complet if Known</i>	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>		Application Number	Not Yet Assigned
		Filing Date	12/02/2003
		First Named Inventor	Donald E. Weder
		Group Art Unit	Not Yet Assigned
		Examiner Name	Not Yet Assigned
Sheet	9	of	10
		Attorney Docket Number 8404.032	

Examiner Signature		Date Considered	
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT			
(use as many sheets as necessary)			
Sheet	10	of	10
		Application Number Not Yet Assigned Filing Date 12/02/2003 First Named Inventor Donald E. Weder Group Art Unit Not Yet Assigned Examiner Name Not Yet Assigned Attorney Docket Number 8404.032	

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner Signature		Date Considered	
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